

**UNITED STATES OF AMERICA  
DEPARTMENT OF HOMELAND SECURITY  
UNITED STATES COAST GUARD**

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**UNITED STATES COAST GUARD,**

Complainant,

vs.

**ANTHONY DONALD SILVIA,**

Respondent.

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Docket Number 2024-0283  
Enforcement Activity No. 7906003

**ADMISSION ORDER**

**Issued: July 29, 2024**

**By Administrative Law Judge: Honorable Timothy G. Stueve**

**Appearances:**

**LT Brandon Reed  
Sector New York**

**For the Coast Guard**

**Anthony Donald Silvia, pro se**

**For Respondent**

On or about July 24, 2024, the United States Coast Guard (USCG or Coast Guard), filed a Complaint against Anthony Donald Silvia (Respondent) alleging one count of use of, or addiction to the use of a dangerous drug described by 46 U.S.C. § 7704(b) and defined by 46 C.F.R. § 5.35.

In the Complaint, the Coast Guard alleges:

1. On March 15, 2024, Respondent took a required Random drug test pursuant to 46 CFR Part 16.
2. A urine specimen was collected from Respondent by Miguel Valiente of Partners in Safety, Middletown, NY in accordance with 49 CFR Part 40.
3. Respondent signed a Federal Drug Testing Custody and Control Form for providing urine specimen ID #0427254365.
4. Urine specimen ID# 0427254365 was received by and subsequently analyzed pursuant to 49 CFR Part 40 by Laboratory Corporation of America Holdings (LabCorp), Raritan, NJ, a SAMHSA certified laboratory.
5. On March 19, 2024 urine specimen ID# 0427254365 tested positive for Oxycodone/Oxymorphone as reported by LabCorp.
6. On March 28, 2024, Dr. Russel Kamer, M.D., the Medical Review Officer, determined that Respondent failed a chemical test for dangerous drugs, raising the presumption of use established by 46 C.F.R. § 16.201 (b).
7. Respondent has been the user of a dangerous drug as described by 46 U.S.C. § 7704(b).

On or about July 24, 2024, Respondent filed his Answer, admitting to all jurisdictional and factual allegations as stated in the Complaint. Respondent also agreed to the proposed order of revocation, with no additional conditions stipulated.

Upon consideration of the record, I hereby find that the allegations in the Complaint are **PROVED BY ANSWER**. I find that on March 15, 2024, Respondent committed the offense of

use of, or addiction to the use of a dangerous drug as described by 46 U.S.C. § 7704(b) and defined by 46 C.F.R. § 5.35.

**SANCTION**

I have carefully reviewed the Complaint and Answer and find that the proposed sanction is appropriate under the provisions of 46 C.F.R. § 5.569.

**WHEREFORE,**

**ORDER**

**IT IS HEREBY ORDERED**, Respondent's Coast Guard issued MMC is **REVOKED**, commencing the date it was deposited with the Coast Guard.

**PLEASE TAKE NOTICE**, service of this decision on the parties and/or parties' representative(s) serves as notice of appeal rights set forth in 33 C.F.R. §§ 20.1001 – 20.1004. (Attachment A).

Done and dated July 29, 2024, at  
Alameda, California



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**Hon. Timothy G. Stueve**  
**Administrative Law Judge**  
**U.S. Coast Guard**